IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 25TH JANUARY 2007 / 5TH MAGHA 1928

WP(C).No. 32437 of 2006(J)

PETITIONER:

VASU, S/O. KOCHU RAMAN,
KUNNATHU HOUSE, ALAPPAT VILLAGE, THRISSUR.

BY ADV. SMT.S.MUMTAZ
SMT.ANJU VIJAYAN

RESPONDENTS:

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1. THE JOINT REGISTRAR (GENERAL),
OFFICE OF THE ASST.REGISTRAR OF CO-OPERATIVE SOCIETIES, TRICHUR.

2. TRISSUR DISTRICT CO-OPERATIVE BANK
REPRESENTED BY THE SECRETARY, TRICHUR.

3. SPECIAL SALE OFFICER,
DISTRICT CO-OPERATIVE BANK, OFFICE OF THE ASST.REGISTRAR OF CO-OPERATIVE SOCIETIES,TRICHUR.

4. STATE OF KERALA,
REP. BY THE SECRETARY, DEPT. OF CO-OPERATIVE SOCIETIES, SECRETARIAT, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI.P.N. SANTHOSH

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 25/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.M.JAMES, J.

W.P.(C). 32437/2006

Dated this the 25th day of January, 2007

JUDGMENT

The writ petitioner is a defaulter of the loan amount, availed from the second respondent, Trissur District Co-operative Bank. When the coercive steps had been initiated, including the sale of the property of the writ petitioner, mortgaged with the second respondent at the time of availing of the loan, the writ petitioner approached this Court with this writ petition, praying that he is prepared to pay back the amount and the second respondent may be directed to extend the One Time Settlement facilities, available to the defaulters.

2. After hearing the learned counsel for the writ petitioner and the learned Standing Counsel for the second respondent, I dispose of this writ petition directing the writ petitioner to file a representation before the second respondent within ten days from today, requesting for an One Time Settlement. On receipt of the

same, the second respondent shall extend the facilities and benefits of One Time Settlement scheme, available under Circular No.59/2006 dated 30.11.2006, to the petitioner. This shall be done within three weeks from the date of receipt of the representation.

3. There shall be no coercive actions against the writ petitioner, till a final order is passed on the representation by the second respondent and the sale of properties scheduled, shall be kept in abeyance until then.

J.M.JAMES
JUDGE

mrcs